Based upon our examination of the Staff Report and the comments filed in this proceeding, we generally support staff's findings. Because of uncertainties surrounding the development of PCS, however, it would be premature for us to adopt a specific set of principles, as staff suggests. Instead, we adopt, as a statement of policy, the broad policy statement on PCS set forth below. We view the adoption of this policy statement on PCS to be appropriate both in terms of establishing a framework for our future consideration of PCS and for providing the industry and public with our current thinking on this subject. 1

STATEMENT OF POLICY ON PERSONAL COMMUNICATIONS SERVICES (PCS)

Support New Services

PCS promises to offer consumers expanded portability in their telephone services. As demonstrated by the rapid growth in cellular and cordless telephones, consumers increasingly view portability as an important component of their telecommunications needs. In addition, radio technology may be beneficial in lowering local exchange service costs and improving service quality.

Although staff's recommendations concerning federal regulation of PCS are not included in our policy statement, we would anticipate that the Department will continue to participate in future federal proceedings on this subject.

PCS also may stimulate local exchange service competition, including residential basic service. As occurred in other markets opened to competition (e.g., customer premises equipment, interexchange service, local access transport), the presence of new service providers can encourage different technological approaches, create diversity of service options, and stimulate price competition. Based upon these potential benefits, we generally support development of PCS in New York.

Competitive Equity

Consistent with our ONA Principles, carriers should make available to PCS providers under tariff comparably efficient interconnection arrangements. The terms and conditions of those tariffs should be consistent with those provided to other service providers. At the same time, interconnection arrangements that may be better suited for the provision of PCS should not be precluded.

The regulatory treatment of PCS should reflect the manner in which it is to be provided. Where PCS resembles other services currently being offered (e.g., cellular, public pay telephones), regulatory treatment similar to such services should be considered. In addition, current regulatory requirements on local exchange carriers should be reexamined to the extent that PCS fosters local exchange service competition.

CASE 91-C-0960

Universal Service

Our universal service objectives are to ensure that all consumers have access to a full range of modern telecommunications services at the lowest prices and with high service quality and long term availability. Over the long term, it appears that PCS will be consistent with these objectives.

To the extent necessary to protect local exchange carrier contribution sources from unintended erosion in the near term, PCS providers should share in the contribution for basic service. Where local exchange carriers deploy PCS as a substitute for existing plant, service quality should be consistent with service standards applicable to the landline network.

Privacy

PCS providers should incorporate privacy protections into the design and development of PCS technology. In doing so, PCS providers should be guided by our Privacy Principles. Where technology alone cannot adequately address all of the privacy implications of PCS, at a minimum, providers should make explicit in marketing PCS to consumers the privacy levels associated with various forms of PCS.

By the Commission,

(SIGNED)

JOHN J. KELLIHER Secretary

DUPLICATE

MATT EDWARDS, d/b/a Personal Communication Systems

Public Service Commission
RECEIVED

P.S.C. No. 1

MAY 2 1991

TARIFF FILES
ALBANY, N.Y.

SCHEDULE FOR

RESALE OF TELECOMMUNICATION SERVICES

Applicable in New York State

Effective date POSTPONED

SEPJ. 27,1991 to 5FPJ-13.1991

Sec 5 pa smorte No X 2

.

Issued: May 1, 1991 Effective: August 8, 1991

BY: Matt Edwards, Montville, New Jersey 07045

DUPLICATE

P.S.C. No. 1

First Revised Page 2 Supersedes Original Page 2

Matt Edwards, d/b/as Personal Communications Systems (2000)

Resale of Telecommunications Services

AUG 2 6 1991

INTRODUCTION

TARNER BILLES

This tariff covers the provisions of certain types of digital Telepoint Telecommunications Services within the State of New York.

Personal Communication Systems provides its Telepoint Services (see definitions) pursuant to FCC licenses, authorities, and regulations, as well as regulations by the New York State Public Service Commission. The Company intends to construct its Telepoints in those areas authorized by the FCC, and to serve the public through the provision of its services as provided for in this tariff.

Telepoint service may be described as public use of a small radio handset which will communicate with a number of other devices, such as cordless base stations at home, wireless PBXs in the office, cordless extension stations to cellular mobile telephones and the like. The Company has no interest in provision of connections in the private environment (except public areas, though they be privately owned), but rather through the provision of access to the public telephone network through public base stations ("Telepoints").

For simplification, this tariff is divided into a "general" section which outlines rules and regulations of the Company applicable in all areas of New York State, maxima and minima for rates, and an "Effective Rate Schedule" which shows the actual rates for specific areas of the State.

Effective SEPTENBERG ZT, 1991 , Under Authorise of Ten Constitution, State of New York Special medical and the Special medical second s

Issued: August 22, 1991 Effective: September 30, 1991

BY: Matt Edwards, Montville, New Jersey 07045

Re: <u>In the Matter of Amendment of the Commission's</u>
Rules to Establish New Personal Communications
Services

GEN Docket No. 90-314 ET Docket No. 92-100

CERTIFICATE OF SERVICE

I, Penny Rubin, hereby certify that a copy of the foregoing was sent by Federal Express to Ms. Donna Searcy and by first class United States Mail, postage paid, to all parties in the above referenced case.

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